

United States Court of Appeals
For the District of Columbia Circuit

NOTICE OF FINAL RULE

In accordance with the provisions of D.C. Circuit Rule 47, notice of an interim rule change was provided on June 2, 1997, with an opportunity to comment.

The Advisory Committee on Procedures received comments on the interim rule. After consideration of these comments, the Advisory Committee transmitted to the Court its recommendation that the interim rule be adopted in final form with one minor revision: that the 30-day window for filing motions for leave to participate as *amicus curiae* be extended to 60 days. The Court considered the comments of the Advisory Committee and accepted its recommendation. The Court has ordered that the rule be adopted with the revision recommended by the Advisory Committee, effective December 1, 1997.

Copies of this notice have been published this date by the means specified in D.C. Circuit Rule 47.

/s/ Mark J. Langer
Clerk

Issued: November 26, 1997

United States Court of Appeals
For the District of Columbia Circuit

BEFORE: Edwards, Chief Judge; Wald, Silberman, Williams, Ginsburg, Sentelle, Henderson, Randolph, Rogers and Tatel, Garland, Circuit Judges.

ORDER

It is ORDERED by the Court, *en banc*, that Circuit Rule 29(b) be amended to read as follows:

CIRCUIT RULE 29
BRIEF OF AN *AMICUS CURIAE*

(b) Leave to File. Any individual or non-governmental entity seeking leave to participate as *amicus curiae* shall, within 60 days of the docketing of the case in this court, file either a written representation that all parties consent to such participation, or, in the absence of such consent, a motion for leave to participate as *amicus curiae*. (For this purpose, the term "governmental entity" includes the United States or an officer or agency thereof, the District of Columbia, or a State, Territory, or Commonwealth of the United States.) The court may extend this time on a showing of good cause. A governmental entity planning to participate as *amicus curiae* shall, within the same 60 days, or as promptly thereafter as possible, submit a notice of intent to file an *amicus* brief. A motion for leave to participate as *amicus*, filed more than 60 days after the appeal or petition has been docketed, may be granted by the Clerk as long as the motion is unopposed and as long as the brief will be filed within the time allowed for the filing of the brief of the party the *amicus* supports.

This amendment is effective December 1, 1997.

Per Curiam
FOR THE COURT:
/s/ Mark J. Langer
Clerk